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## Senate

The Senate met at 9:45 a.m., and was called to order by the President pro tempore [Mr. THURMOND].

### PRAYER

The Chaplain, Dr. Lloyd John Ogilvie, offered the following prayer:

Father, You always are right, just, and fair. Your fairness is the result of Your righteousness and justice. Today, we pray for the character pillar of fairness, of fairness for our own lives. Help us to play by Your rules of absolute honesty, purity, and love. We not only want to do to others what we would want them to do to us, but we want to treat others as You have treated us.

Thank You that we have Your commandments and Your truth in the Bible as our guide. You have taught us not only to meet but to go beyond the just standard. May we be distinguished for our generosity in exceeding what is expected.

May our expression of the character trait of fairness also include our judgments of other people and what we say about them. Forgive us when our evaluations of people are polluted by pride, envy, or competitiveness. Remind us of the power of words to assassinate other people's characters. When we can say nothing positive, may we say nothing.

Lord, You know the strength of this pillar of character called fairness. It is tested when people are unfair in what they say about us or are unfair in their dealings with us. Our temptation is to retaliate, but we know that resentment fired by retaliation usually results in recrimination. Help us break that cycle by being fair by Your standards and with Your strength. Through our Lord and Saviour. Amen.

### RECOGNITION OF THE ACTING MAJORITY LEADER

The PRESIDENT pro tempore. The able acting majority leader, the distinguished Senator from Kansas, is recognized.

### SCHEDULE

Mr. ROBERTS. Mr. President, this morning the Senate will immediately begin a cloture vote on the committee amendment to the ISTEPA legislation. It is the leader's hope that cloture will be invoked. Let me repeat that. It is the leader's hope that cloture will be invoked and the Senate will be able to consider and dispose of highway-related amendments. If cloture is not invoked, the Senate may consider any available appropriations conference reports—possibly the Interior conference report. Therefore, additional votes may occur during today's session.

As always, all Members will be notified as additional schedule information becomes available in regard to votes today, and the leader will update all Senators later today as to the schedule for Monday's session.

### CLOTURE MOTION

The PRESIDENT pro tempore. Under the previous order, pursuant to rule XXII, the Chair lays before the Senate the pending cloture motion, which the clerk will report.

The assistant legislative clerk read as follows:

#### CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, hereby move to bring to a close debate on the modified committee amendment to S. 1173, the Intermodal Surface Transportation Efficiency Act:

Trent Lott, John H. Chafee, Pat Roberts, Slade Gorton, Jon Kyl, Dan Coats, Ted Stevens, Mitch McConnell, Mike DeWine, John W. Warner, Larry E. Craig, Don Nickles, Jesse Helms, Chuck Hagel, Dirk Kempthorne, Lauch Faircloth.

#### CALL OF THE ROLL

The PRESIDENT pro tempore. By unanimous consent, the quorum call has been waived.

#### VOTE

The PRESIDENT pro tempore. The question is, Is it the sense of the Sen-

ate that debate on the modified committee amendment to S. 1173, a bill to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, and for other purposes, shall be brought to a close?

The yeas and nays are required under the rule. The clerk will call the roll.

The legislative clerk called the roll.

Mr. NICKLES. I announce that the Senator from New Mexico [Mr. DOMENICI], the Senator from Oklahoma [Mr. INHOFE], the Senator from Arizona [Mr. KYL], the Senator from Arizona [Mr. MCCAIN], the Senator from Wyoming [Mr. ENZI], and the Senator from Utah [Mr. HATCH] are necessarily absent.

Mr. FORD. I announce that the Senator from Iowa [Mr. HARKIN] and the Senator from Minnesota [Mr. WELLSTONE] are necessarily absent.

I further announce that, if present and voting, the Senator from Minnesota [Mr. WELLSTONE] would vote "no."

The yeas and nays resulted—yeas 43, nays 49, as follows:

[Rollcall Vote No. 278 Leg.]

#### YEAS—43

Abraham	Faircloth	McConnell
Allard	Frist	Murkowski
Ashcroft	Gorton	Nickles
Bennett	Gramm	Roberts
Bond	Grams	Roth
Brownback	Grassley	Sessions
Burns	Gregg	Shelby
Campbell	Hagel	Smith (NH)
Chafee	Helms	Smith (OR)
Coats	Hutchinson	Stevens
Cochran	Hutchison	Thomas
Coverdell	Jeffords	Thurmond
Craig	Kempthorne	Warner
D'Amato	Lott	
DeWine	Lugar	

#### NAYS—49

Akaka	Bryan	Daschle
Baucus	Bumpers	Dodd
Biden	Byrd	Dorgan
Bingaman	Cleland	Durbin
Boxer	Collins	Feingold
Breaux	Conrad	Feinstein

• This "bullet" symbol identifies statements or insertions which are not spoken by a Member of the Senate on the floor.



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